

400 Seventh St., S.W. Washington, D.C. 20:190

DEC 1 2 2302

DOT-E 13124 (THIRD REVISION)

EXPIRATION DATE: November 30, 2004

1. GRANTEE: Brenntag Mid-South, Inc Henderson, KY

(See Appendix A of this exemption for the parties to the exemption)

2. PURPOSE AND LIMITATION:

- a. This exemption authorizes the transportation in commerce of certain ammonia solutions in UN31H1, UN31H2 or UN31H21 intermediate bulk containers. This exemption provides no relief from the Hazardous Materials Regulations (HMR) other than as specifically stated herein.
- b. The safety analyses performed in development of this exemption only considered the hazards and risks associated with transportation in commerce.
- 3. REGULATORY SYSTEM AFFECTED: 49 CFR Parts 106, 107 and 171-180.
- 4. REGULATIONS FROM WHICH EXEMPTED: 49 CFR \$\$ 172.101
 Hazardous Materials Table, Column 7, Special Provision 1B3
 and 172.102(c)(4), Table 1. IBC CODES, IBC Code IB3 in
 that a liquid with a vapor pressure of greater than 110 kPa
 at 50°C or 130 kPa at 55°C is not authorized, except as
 authorized herein.
- 5. <u>BASIS</u>: This exemption is based on the application of Brenntag Mid-South, Inc dated October 14, 2002, submitted in accordance with § 107.105 and the public proceeding thereon.

DEC 1 2 2002

6. HAZARDOUS MATERIALS (49 CFR § 172.101):

Hazardous Materials Description			
Proper shipping name	Hazard Class/ Division	Identi- fication Number	Packing Group
Ammonia solutions	8	UN2672	III

7. <u>SAFETY CONTROL MEASURES</u>:

- a. <u>PACKAGING</u> Packaging prescribed is a UN31H1, UN31E2 or UN31HZ1 intermediate bulk container certified and marked to the PGII level.
- b. OPERATIONAL CONTROLS Ammonia solutions may only be offered for transportation when loaded in conformance with the requirements contained in § 173.35(h).

8. SPECIAL PROVISIONS:

- a. A person who is not a holder of this exemption who receives a package covered by this exemption may reoffer it for transportation provided no modifications or changes are made to the package and it is reoffered for transportation in conformance with this exemption and the HMR.
- b. A current copy of this exemption must be maintained at each facility where the package is offered or reoffered for transportation.
- c. Each IBC must be marked "DOT-E 13124" as specified in \$\\$ 172.302(b) and (c).
- 9. MODES OF TRANSPORTATION AUTHORIZED: Motor vehicle and cargo vessel. (See paragraph 10.b. for restrictions.)

10. MODAL REQUIREMENTS:

- a. A current copy of this exemption must be carried aboard each motor vehicle used to transport packages covered by this exemption.
- b. This exemption does not authorize international transportation.

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- 11. <u>COMPLIANCE</u>: Failure by a person to comply with any of the following may result in suspension or revocation of this exemption and penalties prescribed by the Federal hazardous materials transportation law, 49 U.S.C. 5101 et seq:
 - o All terms and conditions prescribed in this exemption and the Hazardous Materials Regulations, 49 CFR Parts 171-180.
 - Registration required by \$ 107.601 et seq., when applicable.

Each "Hazmat employee", as defined in § 171.8, who performs a function subject to this exemption must receive training on the requirements and conditions of this exemption in addition to the training required by §§ 172.700 through 172.704.

No person may use or apply this exemption, including display of its number, when this exemption has expired or is otherwise no longer in effect.

12. REPORTING REQUIREMENTS: The carrier is required to report any incident involving loss of packaging contents or packaging failure to the Associate Administrator for Hazardous Materials Safety (AAHMS) as soon as practicable. (Sections 171.15 and 171.16 apply to any activity undertaken under the authority of this exemption.) In addition, the holder(s) of this exemption must inform the AAHMS, in writing, of any incident involving the package and shipments made under the terms of this exemption.

Issued in Washington, D.C.:

Robert A. McGuire

Associate Administrator for Hazardous Materials Safety DEC 1 2 2002.

(DATE)

Address all inquiries to: Associate Administrator for Hazardous Materials Safety, Research and Special Programs Administration, Department of Transportation, Washington, D.C. 20590. Attention: DHM-31.

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Copies of this exemption may be obtained by accessing the Hazardous Materials Safety Homepage at http://hazmat.dot.gov/exemptions Photo reproductions and legible reductions of this exemption are permitted. Any alteration of this exemption is prohibited.

PO: DB/AM

SEP 2 2 2004

The following are hereby granted party status to this exemption based on their application(s) submitted in accordance with § 107.107 or § 107.109, as appropriate:

Company Name	Application	Issue	Expiration
City/State	Date	Date	Date
Access Chemicals &	Jul 22,	Aug 2,	Nov 30, 2004
Services LLC	2004	2004	2004
Houston, TX	7 0 0004	7 17	T. 3 21
Air Products &	Aug 8, 2004	Aug 17,	Jul 31, 2006
Chemicals, Inc.		2004	2006
Allentown, PA		5 10	1,7 20
Allied Universal Corp.	Sep 24,	Dec 12,	Nov 30,
Miami, FL	2002	2002	2004
Amber Chemical, Inc.	Nov 08,	Dec 12,	Nov 30,
Bakersfield, CA	2002	2002	2004
American Development	May 7, 2004	June 2,	Nov 30,
Corporation, Vanceboro,		2004	2004
NC			
Amerochem Corporation	May 21,	Jun 9,	Nov 30,
New Bern, NC	2004	2004	2004
Ashland, Inc.	Jan 30,	Feb 14,	Nov 30,
Dublin, OH	2003	2003	2004
BEI Hawaii	Nov 11,	Dec 12,	Nov 30,
Honolulu, HI	2002	2002	2004
BHS Acquisitions dba BHS	Nov 05,	Dec 12,	Nov 30,
Marketing - Nampa	2002	2002	2004
Nampa, ID			
Bonded Chemicals	Mar 04,	Apr 08,	Nov 30,
Columbus, OH	2003	2003	2004
Brenntag Great Lakes	Sep 27,	Dec 12,	Nov 30,
Logistics	2002	2002	2004
Milwaukee, WI			
Brenntag Great Lakes,	Sep 27,	Dec 12,	Nov 30,
LLC	2002	2002	2004
Milwaukee, WI]		
Brenntag Southeast, Inc	Feb 24,	Mar 13,	Nov 30,
Durham, NC	2003	2003	2004
Brenntag Southwest, Inc.	Nov 11,	Dec 12,	Nov 30,
Longview, TX	2002	2002	2004

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	T		V LUUT
Company Name City/State	Application Date	Issue Date	Expiration Date
Brenntag Southwest, Inc.	Nov 11,	Dec 12,	Nov 30,
Sand Springs, OK	2002	2002	2004
Brenntag West, Inc.	Oct 09,	Dec 12,	Nov 30,
Santa Fe Springs, CA	2002	2002	2004
Burgener Contract	Sep 11,	Sep 15,	Nov 30,
Carriers, Ltd.	2003	2003	2004
Merrill, WI			
Chemical Connection	Nov 19,	PED 9 9 9004	Jul 31,
Company, Houston, TX	2003	SEP 2 2 2004	2006
ChemQuest, Inc.	Jan 04,	Apr 2,	Nov 30,
Pasadena, TX	2004	2004	2004
Chemical Connection	Nov 19,	Dec 12,	Nov 30,
Company	2003	2003	2004
Houston, TX			
Chemical Resources	Mar 04,	Apr 08,	Nov 30,
Louisville, KY	2003	2003	2004
Chemical Services	Mar 04,	Apr 08,	Nov 30,
Dayton, OH	2003	2003	2004
Chemicals, Inc.	Mar 04,	Apr 08,	Nov 30,
Fairfield, OH	2003	2003	2004
Duso Chemical Company,	May 26,	Jun 29,	Nov 30,
Inc., Poughkeepsie, NY	2004	2004	2004
Figanbaum Trucking, Inc.	Sep 11,	Sep 15,	Nov 30,
Tripoli, IA	2003	2003	2004
G.S. Robins and Company	Sep 16,	Dec 12,	Nov 30,
St. Louis, MO	2002	2002	2004
GEM Microelectronic	Sep 10,	Dec 12,	Nov 30,
Materials LLC	2002	2002	2004
Mansfield, TX			
General Chemical West	Sep 19,	Oct 30,	Nov 30,
LLC (formerly General	2003	2003	2004
Chem. Corp.)			
Parippany, NJ			
Harcros Chemicals, Inc.	Aug 30,	SEP 2 2 2004	Jul 31,
Kansas City, KS	2004		
Haviland Products	Nov 11,	Dec 20,	Nov 30,
Company	2002	2002	2004
Grand Rapids, MI			
Hawkins, Inc.	Sep 13,	Dec 12,	Nov 30,
Minneapolis, MN	2002	2002	2004

Company Name		OC1 & & ZUU4		
Company Orange, CA		1		_
Company Orange, CA	Hill Brothers Chemical	Dec 05,	Dec 12,	Nov 30,
Orange, CA Hubbard-Hall, Inc. Waterbury, CT Joec 20, 2002 Joec 20, Nov 30, 2002 Joec 12, Nov 30, 2002 Memphis, TN Los Angeles Chemical Company South Gate, CA Mallinckrodt Baker, Inc. Phillipsburg, NJ Mays Chemical Company, Inc. Indianapolis, IN National Association of Chemical Distributors (on behalf of its members) Arlington, VA Skyhawk Chemicals, Inc. Houston, TX Specialty Chemicals Surpass Chemical Co., Aug 11, Inc. Albany, NY Thatcher Company of Nevada, Henderson, NV Thatcher Company of California, City of Industry, CA Ulrich Chemical, Inc. Nov 18, Nov 30, SEP 22 2004 SEP 22 2004 Nov 30, 2004 Dec 12, Nov 30, 2004 Nov 30, 2004 Nov 30, 2004 Sep 22 2004 SEP 2 2 2006		2002	2002	2004
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Los Angeles Chemical Company South Gate, CA	· -			
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		Nov 18,	Dec 12,	Nov 30,
[Indianapolis, IN	2002	2002	2004

Company Name City/State	Application Date	Issue Date	Expiration Date
Univar USA Inc.	Aug 30,	SEP 2 2 2004	Jul 31,
Kirkland, WA	2004		2006
Whitaker Chemicals, LLC Spartanburg, SC	Jan 14,	Feb 14,	Nov 30,
	2003	2003	2004

Robert A. McGuire
Associate Administrator for
Hazardous Materials Safety